

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7232 of 2022

Arising Out of PS. Case No.-220 Year-2017 Thana- KURSAILA District- Katihar

SUJIT KUMAR @ SUJIT KUMAR YADAV Son of Naresh Yadav Resident
of Village - Rasalpur, P.S. Naugachhiya, District - Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. N.K. Agrawal, Sr. Advocate
		Mr.Bimal Kumar, Advocate
For the Opposite Party/s :		Mr.Ajit Kumar, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

3 30-03-2022 Heard learned counsel appearing on behalf of the
petitioner and learned A.P.P. for the State.

Let the defect(s) be removed within two weeks of the
complete start of the physical Court in normal course.

The petitioner seeks regular bail in connection with
Kursela P.S. Case No. 220 of 2017, for the offence punishable
under Sections 307, 427, 353, 120(B) and 412 of the Indian
Penal Code and Section 25(1-b)a, 26, 37 and 35 of the Arms Act

The petitioner, by way of his second attempt, has
renewed his prayer for grant of bail after he is in custody since
13.12.2017. Allegation is of committing offence punishable
under Sections 307, 427, 353, 120(B) and 412 of the Indian
Penal Code and Section 25(1-b)a, 26, 37 and 35 of the Arms
Act. A report was called for from the Court below and in



compliance of the same vide letter no. 36, dated 22.02.2022, it has been informed that prosecution witnesses are still to be examined and in this regard, S.P. Katihar was directed to produce the prosecution witnesses on the next date fixed.

Considering the fact that no substantial progress has taken place in conduct of trial. The petitioner has remained in custody since 13.12.2017, the petitioner, above named, is directed to be enlarged on bail on furnishing bail bond of Rs. 25000/- (Rs. Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned A.D.J.-V, Katihar in connection with Kursela P.S. Case No. 220 of 2017, subject to the following conditions:-

(1) Bailors should be local having sufficient immovable property within the jurisdiction of the Court concerned.

(2) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court.

(3) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(4) If the petitioner is found involved in similar nature of offence, after his release on bail, the trial Court shall take



steps to cancel his bail bonds.

The S.P. Katihar is directed to produce the prosecution witnesses, without fail, on the date fixed by the trial Court. The trial Court is directed to conclude the trial expeditiously well within a period of three months.

(Purnendu Singh, J)

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